

**ENVIRONMENTAL AFFAIRS ENFORCEMENT REPORT**  
**BOARD OF HEALTH AND ENVIRONMENTAL CONTROL**  
**September 11, 2014**

**BUREAU OF LAND AND WASTE MANAGEMENT**

**Underground Storage Tank Enforcement**

- 1)     Order Type and Number:                     Administrative Order 13-0335-UST  
       Order Date:                                 June 24, 2014  
       Respondent:                                 **Henry Lawson**  
       Facility:                                     Lawson BP  
       Location:                                     45 South Church Street  
   Summerton, SC  
       Mailing Address:                             P.O. Box 469  
   Summerton, SC 29148-0469  
       County:                                     Clarendon  
       Previous Orders\*:                             None  
       Permit/ID Number:                         14298  
       Violations Cited:                         State       Underground       Petroleum  
   Environmental Response Bank Act of 1988 (SUPERB Act), (2002 and  
   Supp. 2013), and the South Carolina Underground Storage Tank Control  
   Regulation 61-92.280.70(c), R.61-92.280.93(a) and R.61-92.280.110(c)  
   (Supp. 2012).

Summary: Henry Lawson (Respondent) owns underground storage tanks (USTs), located in Summerton, South Carolina. On July 14, 2008, a Notice of Alleged Violation was issued. The Respondent violated the South Carolina Underground Storage Tank Control Regulations as follows: failed to permanently close USTs and failed to demonstrate financial responsibility for an underground storage tank system.

Action: The Respondent is required to: submit a UST Tank/Sludge Disposal Form; permanently close the USTs; submit a UST Closure and Assessment Report; submit a completed Certificate of Financial Responsibility and proof of mechanism; pay annual tank registration fees and associated late fees in the amount of seven thousand, two hundred seventy-seven dollars (\$7,277.00); and, pay a civil penalty in the amount of fourteen thousand, six hundred dollars (\$14,600.00).

- 2)     Order Type and Number:                     Administrative Order 13-0403-UST  
       Order Date:                                 June 25, 2014

Respondent: **Carson Baker**  
Facility: Smokerise Inn and Out  
Location: 2415 Pineview Drive  
Lancaster, SC 29720  
Mailing Address: 2782 Rocky River Road  
Heath Springs, SC 29058  
County: Lancaster  
Previous Orders: None  
Permit/ID Number: 05529  
Violations Cited: State Underground Petroleum  
Environmental Response Bank Act of 1988 (SUPERB Act) Section 44-2-60(A) (2012); and, the South Carolina Underground Storage Tank Control Regulation R.61-92.280.31(b)(1) (2012).

Summary: Carson Baker (Respondent) owns underground storage tanks (USTs) in Lancaster, South Carolina. On August 2, 2013, a Notice of Alleged Violation (NOAV) was issued as a result of a file review, and on October 9, 2013, a separate NOAV was issued as a result of a routine compliance inspection. The Respondent has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulations as follows: failed to test the corrosion protection system at least every three (3) years and failed to pay to the Department annual underground storage tank registration fees.

Action: The Respondent is required to: permanently close the UST system; pay annual tank registration fees and associated late fees for fiscal year 2014 in the amount of seven hundred twenty-six dollars (\$726.00); and, pay a civil penalty in the amount of thirteen thousand, five hundred dollars (\$13,500.00).

### **Hazardous Waste Enforcement**

3) Order Type and Number: Consent Order 14-08-HW  
Order Date: July 10, 2014  
Respondent: **Clemson University**  
Facility: Clemson University Pee Dee  
Research Center; ESE Building  
Location: 500 Pocket Road  
Florence, SC 29506 / 342 Computer  
Court, Clemson Research Park,  
Anderson, SC 29626  
Mailing Address: Same  
County: Darlington; Anderson  
Previous Orders: 12-04-HW (\$50,000.00)  
Permit/ID Number: SCD 982 140 154; SCD 987 585 304

Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2); the South Carolina Hazardous Waste Management Regulations R.61-79.262.20(g); 262.12(c); 262.20(a)(1); 263.10(g); 79.270.1(c)

Summary: Clemson University (Respondent) is a technical and scientific academic institution with multiple hazardous waste generation sites. On September 5, September 6, September 10, and October 16, 2013, inspections were conducted at the ESE Building and Pee Dee REC as a result of a complaint. The Respondent violated the Hazardous Waste Management Regulations as follows: as a generator shipping hazardous waste offsite failed to either be permitted to transport or utilize a permitted transporter; offered its hazardous waste to a transporter that did not have a Department permit; failed to prepare a manifest according to the instructions; failed to be permitted by the Department except as specifically exempted; and, stored hazardous waste without applying for and receiving a permit from the Department.

Action: The Respondent is required to: pay a civil penalty in the amount of six thousand dollars (\$6,000.00).

### **Solid Waste Enforcement**

4) Order Type and Number: Administrative Order 14-28-SW  
Order Date: June 24, 2014  
Respondent: **Todd Sharpe and Crystal Sharpe**  
Facility: Unpermitted Waste Tire Collection Site (Lexington County TMS #006624-01-013)  
Location: 141 Wilma Ann Drive  
Lexington, SC 29073  
Mailing Address: Same  
County: Lexington  
Previous Orders: None  
Permit/ID Number: Unpermitted  
Violations Cited: The South Carolina Solid Waste Policy and Management Act of 1991 (Rev. 2002); and, South Carolina Solid Waste Management: Waste Tires Regulation 61-107.3 (Supp. 2012).

Summary: Todd Sharpe and Crystal Sharpe (Respondents) operate a waste tire collection site without the written approval of the Department. An inspection was conducted on June 20, 2013 in response to a complaint. On December 9, 2013, and February 28, 2014 letters were mailed to the Respondents. On May 19, 2014, the Department sent a proposed consent order via first class and certified mail. The Respondents have violated the South Carolina Solid Waste

Policy and Management Act and the South Carolina Solid Waste Management: Waste Tire Regulation as follows: failed to obtain proper written approval prior to operating a waste tire collection site.

Action: The Respondents are required to: submit disposal receipts, documenting the removal and disposition of all waste tires at the Site to a permitted solid waste management facility; and, pay a civil penalty in the amount of two thousand eight hundred seventy-five dollars (**\$2,875.00**).

5)     Order Type and Number:                     Administrative Order 14-32-SW  
          Order Date:                                 June 24, 2014  
          Respondent:                               **Terra Portfolio Investments, LLC**  
          Facility:                                     Unpermitted Class Two Landfill/  
  Waste Tire Collection Site (Sumter  
  County TMS #208-00-02-004)  
  
          Location:                                   1563 Pinewood Road  
  Sumter, SC 29153  
  
          Mailing Address:                         14901 Quorum Drive, Suite 900  
  Dallas, TX 75254  
  
          County:                                     Sumter  
          Previous Orders:                           None  
          Permit/ID Number:                       Unpermitted  
          Violations Cited:                       The South Carolina Solid Waste  
  Policy and Management Act of 1991 (Rev. 2002); South Carolina Solid  
  Waste Management: Solid Waste Landfills and Structural Fill Regulation  
  61-107.19 (Supp. 2012); and, South Carolina Solid Waste Management:  
  Waste Tires Regulation 61-107.3(Supp. 2012).

Summary: Terra Portfolio Investments, LLC (Respondent) operates a waste tire collection site and a Class Two Landfill. An inspection was conducted on June 10, 2013, in response to a complaint. On May 2, 2014, the Department sent a Notice of Alleged Violation/Notice of Enforcement Conference (NOAV/NOEC). The Respondent has violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation and Waste Tire Regulation as follows: operated a waste tire collection site and Class Two Landfill without obtaining prior written approval from the Department.

Action: The Respondent is required to: submit disposal receipts, documenting the removal and disposition of all waste tires, furniture, household garbage, construction and demolition (C & D) debris, wire insulation, and e-waste at a permitted solid waste management facility; and, pay a civil penalty in the amount of ten thousand, five hundred twenty dollars (**\$10,520.00**).

6)     Order Type and Number:                     Consent Order 14-30-SW

Order Date: July 24, 2014  
Respondent: **Clifton Tarte**  
Facility: None  
Location: 235 Greenleaf Circle  
Myrtle Beach, SC 29579  
Mailing Address: Same  
County: Horry  
Previous Orders: None  
Permit/ID Number: None  
Violations Cited: South Carolina Solid Waste  
Management: Solid Waste Landfills and Structural Fill Regulation 61-  
107.19 Part I.B.81., and R. 61-107.19 Part II.B.1.

Summary: Clifton Tarte (Respondent) owns property at 235 Greenleaf Circle, Myrtle Beach, South Carolina. Inspections of the Site took place on January 10, 2014, and April 23, 2014. The Respondent has violated the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failed to obtain a permit from the Department before engaging in structural fill activity.

Action: The Respondent is required to: remove and properly dispose of concrete waste along the slope of the canal; return the slope to its original grade using native soils and vegetation; submit disposal receipts for the disposal of removed concrete waste; cover remaining concrete filling the duck pond with two feet of clean soils and submit a notation of the property deed; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and, pay a stipulated penalty in the amount of two thousand, five hundred dollars (\$2,500.00) should the Respondent fail to meet any requirement of the Order.

7) Order Type and Number: Consent Order 14-31-SW  
Order Date: July 17, 2014  
Respondent: **Howard Johnson d.b.a. H & D Limited, LLC**  
Facility: Buffalo Mill Structural Fill Project  
Location: 118 Flat Drive  
Buffalo, SC 29321  
Mailing Address: 706 S Boyce St.  
Union, SC 29379  
County: Union  
Previous Orders: None  
Permit/ID Number: SF-00108  
Violations Cited: The South Carolina Solid Waste  
Policy and Management Act of 1991 (Rev. 2002); and, South Carolina  
Solid Waste Management: Solid Waste Landfills and Structural Fill  
Regulation 61-107.19 (Supp. 2012).

**Summary:** Howard Johnson d.b.a. H & D Limited, LLC (Respondent) operates a Short Term Structural Fill in Union County, South Carolina. On April 4, 2014, a Notice of Alleged Violation/Notice of Enforcement Conference was issued as a result of repeated deficiencies noted during routine compliance inspections. The Respondent has violated the South Carolina Solid Waste Policy and Management Act of 1991 and the South Carolina Solid Waste Management: Solid Waste Landfills and Structural Fill Regulation as follows: failed to adhere to the operational requirements of structural fill activity.

**Action:** The Respondent is required to: submit disposal receipts, documenting the removal and disposition of all unauthorized solid waste at a permitted solid waste management facility; complete the action of closure of the facility in accordance with the regulations; pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**); and, pay a stipulated civil penalty in the amount of two thousand dollars (\$2,000.00) if the Respondent fails to meet any requirement of the Order.

## Joint Orders

8) Order Type and Number: Consent Order 14-06-SW,  
14-09-HW  
Order Date: July 10, 2014  
Respondent: **Travis Wright, Individually, and  
d.b.a. Your Way Waste Oil**  
Facility: Your Way Waste Oil  
Location: 440 Millford Church Road  
Greer, SC  
Mailing Address: 290 Gum Springs Road  
Taylors, SC 29687  
County: Greenville  
Previous Orders: None  
Permit/ID Number: EPA ID SCR 000 777 771  
Violations Cited: South Carolina Solid Waste  
Management: Used Oil Regulations 61-107.279.42 (a), R. 61-107.279.42  
(c), R. 61-107.279.51, R. 61-107.279.43 (a)(1), R. 61-107.279.46 (b)(1),  
R. 61-107.279.45 (d), R. 61-107.279.45 (g)(1), R. 61-107.279.92 (a); and,  
South Carolina Hazardous Waste Management: Universal Waste Rule R.  
61-79.273.13 (d)(1), R. 61-79.273.14 (e), and R. 61-79.273.15 (c).

Summary: Travis Wright d.b.a. Your Way Waste Oil (Respondent) owns and operates a used oil transporter facility in Greenville County, South Carolina. An inspection was conducted September 19, 2013, and September 20, 2013. The Respondent has violated the South Carolina Solid Waste Management: Used Oil Regulations as follows: as a used oil transporter who previously notified EPA of

used oil management activities and obtained an EPA identification number, failed to update used oil activities with the Department; failed to register with the Department; failed to obtain a permit for used oil processing/re-refining from the Department; failed to deliver all used oil to another used oil transporter who has obtained an EPA identification number and registered with the Department; failed to maintain manifests of each shipment of used oil that is delivered to another used oil transporter, including the name and address of the receiving facility; failed to have a secondary containment system for used oil tanks and containers capable of holding the volumetric contents of the largest container; failed to have containers and above ground tanks used to store used oil clearly marked with the words "Used Oil;" and, failed to hot-drain used oil filters for a minimum of 12 hours. The Respondent has also violated the South Carolina Hazardous Waste Management: Universal Waste Rule as follows: failed to manage lamps in a way that prevents releases of any universal waste or component of a universal waste into the environment; failed to ensure that each lamp or container of lamps is labeled or clearly marked with the words "Universal Waste – Lamp(s)," "Waste Lamp(s)," or "Used Lamp(s);" and, failed to determine the length of time that the universal waste has been accumulated from the date it became a waste or was received.

Action: The Respondent is required to: ensure all universal waste lamps are managed in accordance the regulations and pay a civil penalty in the amount of ten thousand, two hundred dollars (**\$10,200.00**). One thousand, five hundred dollars (\$1,500.00) for hazardous waste violations and eight thousand, seven hundred dollars (\$8,700.00) for solid waste violations.

## **BUREAU OF WATER**

### **Drinking Water Enforcement**

9)	<u>Order Type and Number:</u>	Consent Order 14-082-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Kelly Properties, LLC</b>
	<u>Facility:</u>	Super 8 Motel
	<u>Location:</u>	3801 Highway 17 South North Myrtle Beach, SC 20582
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	14-082-DW
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Kelly Properties, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 27, 2013, and August 8, 2013, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the emergency telephone was not operating; the current pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis on one occasion, and was not available for Department review on another occasion.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The civil penalty has been paid.

10) <u>Order Type and Number:</u>	Consent Order 14-086-DW
<u>Order Date:</u>	July 10, 2014
<u>Respondent:</u>	<b>The Yachtsman Horizontal Property Regime Council of Co- Owners, Inc.</b>
<u>Facility:</u>	Yachtsman North Tower
<u>Location:</u>	1304 North Ocean Boulevard North Myrtle Beach, SC 29577
<u>Mailing Address:</u>	1805 North Oak Street Myrtle Beach, SC 29577
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-K37-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: The Yachtsman Horizontal Property Regime Council of Co-Owners, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a kiddie pool. On May 30, 2014, the kiddie pool was inspected, a violation was issued for failure to properly operate and maintain, and the Respondent was instructed to contact the Department for a follow-up inspection prior to re-opening to verify that the corrections had been made. On May 30, 2014, the Respondent contacted the Department via telephone and stated that all of the deficiencies had been corrected and requested approval to re-open the kiddie pool. At that time, the Department gave verbal permission to re-open the kiddie pool. That same day, a follow-up inspection was conducted and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were no "Shallow Water – No Diving Allowed" signs posted; the chlorine and pH levels were not within the acceptable range of water quality standards; only one "No



Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and the current pool operator of record information was not posted.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

- 11)    Order Type and Number:                      Consent Order 14-087-DW  
         Order Date:                                      July 10, 2014  
         Respondent:                                      **James Hucks, John Hucks, Irene Patrick, and Mildred Holt, Individually and d.b.a. Darlington Apartments**  
  
         Facility:    Darlington Apartments  
         Location:    203 North Ocean Boulevard  
            Myrtle Beach, SC 29577  
  
         Mailing Address:                                  Same  
         County:    Horry  
         Previous Orders:                                  None  
         Permit/ID Number:                              26-1116B  
         Violations Cited:                                  S.C. Code Ann. Regs. 61-51(J)

Summary: James Hucks, John Hucks, Irene Patrick, and Mildred Holt, Individually and d.b.a. Darlington Apartments (Respondents) own and are responsible for the proper operation and maintenance of a pool. On June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondents have violated the Public Swimming Pools Regulation as follows: the gate did not self close and latch; the drinking water fountain and the foot rinse shower were not operating; the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the pool rules sign was not completely filled out; the pool operator of record information was not posted; and, the log book was not available for Department review.

Action: The Respondents are required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondents submitted a corrective action plan and corrected the deficiencies.

- 12)    Order Type and Number:                      Consent Order 14-088-DW  
         Order Date:                                      July 10, 2014

<u>Respondent:</u>	<b>Shiva Hotels, LLC</b>
<u>Facility:</u>	Country Hearth Inn
<u>Location:</u>	224 Bruce Road Greenville, SC 29605
<u>Mailing Address:</u>	Same
<u>County:</u>	Greenville
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	23-144-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Shiva Hotels, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 27, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were chlorine tablets in the skimmer baskets; the gate did not self close and latch; the drinking water fountain was not operating; the emergency telephone was not operating; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; and the pool operator of record information was not posted. A follow-up inspection was conducted on June 20, 2014, and it was determined that all of the deficiencies had been corrected.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

13) <u>Order Type and Number:</u>	Consent Order 14-089-DW
<u>Order Date:</u>	July 10, 2014
<u>Respondent:</u>	<b>Columbia Sun Hotel, LLC</b>
<u>Facility:</u>	Hampton Inn
<u>Location:</u>	29 William Pope Avenue Bluffton, SC 29909
<u>Mailing Address:</u>	2 Princeton Way Anniston, AL 36207
<u>County:</u>	Beaufort
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	07-1015B
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Columbia Sun Hotel, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was not secure and was missing bumpers; a handrail was not secure; the skimmer covers were broken; the chlorine and pH

levels were not within the acceptable range of water quality standards; the pool rules sign was not completely filled out; there were no “Shallow Water – No Diving Allowed” signs posted; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; the pool operator of record information was not posted; and the log book was not available for Department review. A follow-up inspection was conducted on June 27, 2014, and it was determined that all of the deficiencies had been corrected.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

14)	<u>Order Type and Number:</u>	Consent Order 14-090-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Maniben, LLC</b>
	<u>Facility:</u>	Quality Inn & Suites
	<u>Location:</u>	7251 Garners Ferry Road Columbia, SC 29209
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	40-356-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Maniben, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the edge of the pool; the chlorine and pH levels were not within the acceptable range of water quality standards; the main drain grates were not visible; the United States Coast Guard approved life ring was missing; the shepherd’s crook was missing; the pool rules sign was not completely filled out; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; and, the pool operator of record information was not posted.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

15)	<u>Order Type and Number:</u>	Consent Order 14-091-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Cedar Villas Homeowners Association of Rock Hill, Inc.</b>

<u>Facility:</u>	Cedar Villas
<u>Location:</u>	590 Cedar Villas Drive Rock Hill, SC 29730
<u>Mailing Address:</u>	2 Cedar Villas Drive Rock Hill, SC 29730
<u>County:</u>	York
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	46-018-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Cedar Villas Homeowners Association of Rock Hill, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there was no transition line; algae was present on the floor of the pool; the gate did not self close and latch; there was no drinking water fountain; the foot rinse shower was not operating; the chlorine level was not within the acceptable range of water quality standards; all of the "Shallow Water – No Diving Allowed" and the "No Lifeguard On Duty – Swim At Your Own Risk" signs were defective in that the lettering was not the appropriate size; the pool operator of record information was not posted; the bound and numbered log book was not maintained on a daily basis; the disinfection equipment was not operating properly; and there were chlorine tablets in the skimmer baskets.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and pay a civil penalty in the amount of four hundred dollars (\$400.00).

16)	<u>Order Type and Number:</u>	Consent Order 14-092-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Battery Point Homeowners Association, Inc.</b>
	<u>Facility:</u>	Battery Point
	<u>Location:</u>	Old Salem Road Beaufort, SC 29901
	<u>Mailing Address:</u>	4925 Lacrosse Road, Suite 112 North Charleston, SC 29406
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	07-507-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Battery Point Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a kiddie pool. On May 22, 2014, the kiddie pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; only one “No Lifeguard On Duty – Swim At Your Own Risk” sign was posted; the bound and numbered log book was not maintained on a daily basis and was not maintained a minimum of three times per week by the pool operator of record; the disinfection equipment was not operating; and the automatic controller was not operating. On May 23, 2014, a follow-up inspection was conducted and it was determined that all of the deficiencies had been corrected.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

17)	<u>Order Type and Number:</u>	Consent Order 14-093-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Hare Krishna, LLC</b>
	<u>Facility:</u>	Comfort Inn Blythewood
	<u>Location:</u>	436 McNulty Road Blythewood, SC 29016
	<u>Mailing Address:</u>	104 Royal Oak Lane Catalina, GA 31047
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	40-409-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Hare Krishna, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the pool furniture was not at least four feet from the edge of the pool; the step edge stripe was not within one inch of the edge of the step; the chlorine and pH levels were not within the acceptable range of water quality standards; the United States Coast Guard approved life ring rope was too short; the pool rules sign was not completely filled out; only one “Shallow Water – No Diving Allowed” sign was posted; and there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

18)    Order Type and Number:                      Consent Order 14-094-DW  
       Order Date:                                      July 10, 2014  
       Respondent:                                     **H and H Holdings, Ltd. Co.**  
       Facility:                                         Cherokee Farms  
       Location:                                        941 Stallion Spirit Trail  
    Clover, SC 29710  
       Mailing Address:                              P.O. Box 188  
    Bowling Rock, NC 28605  
  
       County:                                         York  
       Previous Orders:                                None  
       Permit/ID Number:                            4679023  
       Violations Cited:                            S.C Code Ann. Regs. 61-58.1.B(1),  
    61-58.1.K(1)

Summary: H and H Holdings, Ltd. Co. (Respondent) owns and is responsible for the construction and operation of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: failed to obtain a permit to construct from the Department prior to the construction of a PWS; and failed to obtain written approval to operate from the Department prior to placing the PWS into operation.

Action: The Respondent is required to: submit a Small Business Water System Construction Permit Application to the Department to obtain a permit to install a public water supply well and necessary appurtenances; complete the installation per the construction permit; contact the Department to request an inspection to obtain written approval to operate; submit a written request of the intended use of the existing unpermitted well; and, pay a **stipulated penalty** in the amount of eight thousand dollars (**\$8,000.00**) should the Respondent fail to meet any requirement of the Order.

19)    Order Type and Number:                      Consent Order 14-095-DW  
       Order Date:                                      July 10, 2014  
       Respondent:                                     **Florence FM, LLC**  
       Facility:                                         Florence Flea Market  
       Location:                                        4001 East Palmetto Street  
    Florence, SC 29506  
       Mailing Address:                              Same  
       County:                                         Florence  
       Previous Orders:                                None  
       Permit/ID Number:                            2170235  
       Violations Cited:                            S.C. Code Ann. Regs. 61-58.5(F)(2),  
    61-58.1.B(1), and 61-58.1.K(1)

Summary: Florence FM, LLC (Respondent) leases and is responsible for

the proper operation and maintenance of a public water system (PWS). On May 14, 2014, a violation was issued as a result of review of monitoring records. On May 27, 2014, Department staff visited the site and observed that the Lessee had replaced the originally permitted storage tank at the PWS with a two gallon storage tank that had not been permitted or approved for operation by the Department. The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS tested present for total coliform and E. coli, which resulted in a violation of the maximum contaminant level (MCL) for total coliform; failed to obtain a permit to construct from the Department prior to modification of the PWS; and, failed to obtain written approval to operate from the Department prior to placing the modification into operation.

Action: The Respondent is required to: submit a construction permit application to the Department to obtain a permit for the installation of an approved storage tank at the PWS; complete the installation per the construction permit; contact the Department to request an inspection to obtain written approval to operate; submit an investigative report to determine the causes of the MCL violation for total coliform and a corrective action plan to include proposed steps to address those causes; pay a civil penalty in the amount of one thousand two hundred dollars (\$1,200.00); and pay a stipulated penalty in the amount of ten thousand eight hundred dollars (\$10,800.00) should the Respondent fail to meet any requirement of the Order.

20)	<u>Order Type and Number:</u>	Consent Order 14-096-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Chadsworth Commons, Individually and d.b.a. Chadsworth Commons</b>
	<u>Facility:</u>	Chadsworth Commons
	<u>Location:</u>	103 Calhoun Street Clemson, SC 29631
	<u>Mailing Address:</u>	115 Hammock Court 6 Central, SC 29630
	<u>County:</u>	Pickens
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	39-038-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Chadsworth Commons, Individually and d.b.a. Chadsworth Commons (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the skimmers were missing float valves; a section of the fencing was missing; there was no drinking water fountain; the foot rinse shower was not operating; the chlorine level was not

within the acceptable range of water quality standards; and the disinfection equipment was not operating properly.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

21)	<u>Order Type and Number:</u>	Consent Order 14-097-DW
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Little Bald Rock Homeowners Association, Individually and d.b.a. Little Bald Rock</b>
	<u>Facility:</u>	Little Bald Rock
	<u>Location:</u>	Highway 276
		Ceasars Head, SC 29601
	<u>Mailing Address:</u>	44 Rock Creek Drive
		Greenville, SC 29605
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	23-342-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Little Bald Rock Homeowners Association, Individually and d.b.a. Little Bald Rock (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 2, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the drinking water fountain was not operating; the log book was not maintained on a daily basis; the disinfection equipment was not operating properly; and, there were chlorine sticks in the skimmer baskets.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

22)	<u>Order Type and Number:</u>	Consent Order 14-098-DW
	<u>Order Date:</u>	July 17, 2014
	<u>Respondent:</u>	<b>Cherokee Valley Golf Club, LLC</b>
	<u>Facility:</u>	Cherokee Valley Golf Club
	<u>Location:</u>	304 Cherokee Valley Way
		Travelers Rest, SC 29690
	<u>Mailing Address:</u>	665 Simonds Road
		Williamston, MA 01267



<u>County:</u>	Greenville
<u>Previous Orders:</u>	13-030-DW (\$1,360.00)
<u>Permit/ID Number:</u>	23-1189B and 23-1190C
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Cherokee Valley Golf Club, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and a kiddie pool. On May 28, 2014, the pool and kiddie pool were inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there was standing water on the pool deck; the gate did not self close and latch; the drinking water fountain was not operating; the flow meter was not operating; the pool rules sign was not completely filled out; only one "No Lifeguard On Duty - Swim At Your Own Risk" sign was posted; the pool operator of record information was not posted; the bound and numbered log book was not maintained on a daily basis; and, the automatic controller was not operating properly.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of one thousand, three hundred sixty dollars (**\$1,360.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

23)	<u>Order Type and Number:</u>	Consent Order 14-099-DW
	<u>Order Date:</u>	July 17, 2014
	<u>Respondent:</u>	<b>Radheshyam Enterprises, Inc.</b>
	<u>Facility:</u>	Holiday Inn Express
	<u>Location:</u>	1381 Tiger Boulevard Clemson, SC 29631
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Pickens
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	39-1057B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Radheshyam Enterprises, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On March 19, 2014, and June 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine and pH levels were not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the float valves were missing; and, the flow meter was not operating properly.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

24)    Order Type and Number:                      Consent Order 14-100-DW  
       Order Date:                                      July 17, 2014  
       Respondent:                                      **La Mirage Homeowners Association, Inc.**  
       Facility:    La Mirage  
       Location:    2710 South Ocean Blvd.  
   Myrtle Beach, SC 29577  
       Mailing Address:                                  6040 Mountain Road  
   Dover, PA 17315  
       County:    Horry  
       Previous Orders:                                   None  
       Permit/ID Number:                              26-914-1  
       Violations Cited:                                S.C. Code Ann. Regs. 61-51(J)

Summary: La Mirage Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On July 1, 2013, and August 8, 2013, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was not in place; a ladder was missing bumpers; the chlorine and pH levels were not within the acceptable range of water quality standards; and, the pool rules sign was missing the emergency telephone location.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of six hundred eighty dollars (**\$680.00**).

25)    Order Type and Number:                      Consent Order 14-102-DW  
       Order Date:                                      July 17, 2014  
       Respondent:                                      **McKinley Realty, LLC**  
       Facility:    West Vista Apartments  
       Location:    100 Riverbend Drive  
   West Columbia, SC 29169  
       Mailing Address:                                  320 North Main Street, Suite 200  
   Ann Arbor, MI 48104  
       County:    Lexington  
       Previous Orders:                                   None  
       Permit/ID Number:                              32-047-1

Violations Cited:

S.C. Code Ann. Regs. 61-51(J)

Summary: McKinley Realty, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 4, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline was not in place; a ladder rung was not properly secured; there were rocks in the skimmer baskets; the gate did not self close and latch; the water was cloudy; the chlorine level was not within the acceptable range of water quality standards; the United States Coast Guard approved life ring and rope were deteriorated; the pool rules sign was not completely filled out; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted and the sign was cracked; and, the bound and numbered log book was not maintained on a daily basis, and was not maintained a minimum of three times per week by the pool operator of record. On June 10, 2014, a follow-up inspection was conducted and it was verified that all of the deficiencies had been addressed.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (\$400.00).

26)	<u>Order Type and Number:</u>	Consent Order 14-103-DW
	<u>Order Date:</u>	July 17, 2014
	<u>Respondent:</u>	<b>Marietta Baptist Camp and Conference Center</b>
	<u>Facility:</u>	Marietta Baptist Camp
	<u>Location:</u>	162 Sakanaga Trace Marietta, SC 29661
	<u>Mailing Address:</u>	P.O Box 207 Marietta, SC 29661
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	2370681
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.5.F

Summary: Marietta Baptist Camp and Conference Center (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On May 8, 2014, and June 6, 2014, violations were issued as a result of review of monitoring records. The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform.

Action: The Respondent is required to: submit an investigative report to determine the causes of the MCL violations and a corrective action plan to include proposed steps to address those causes; and, pay a **stipulated penalty** in

the amount of four thousand dollars (\$4,000.00) should the Respondent fail to meet any requirement of the Order.

27)	<u>Order Type and Number:</u>	Consent Order 14-104-DW
	<u>Order Date:</u>	July 17, 2014
	<u>Owner:</u>	<b>Om Shree, LLC</b>
	<u>Facility:</u>	Comfort Suites
	<u>Location:</u>	1323 Old Springdale Road Rock Hill, SC 29730
	<u>Mailing Address:</u>	Same
	<u>County:</u>	York
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	46-1099B and 46-1100D
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J) & 61-51(K)(1)(c)

Summary: Om Shree, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool and spa. On May 23, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain; and, on May 28, 2014, the pool and spa were inspected and a violation was issued for failure to properly operate and maintain and for re-opening prior to receiving Department approval. The Respondent has violated the Public Swimming Pools Regulation as follows: the door to the pool area was propped open; the chlorine level was not within the acceptable range of water quality standards; the bound and numbered log book was not maintained on a daily basis; the spa temperature was not being monitored; the recirculation and filtration system was not operating properly; the automatic controller was not operating; and, the pool and spa were operating prior to receiving Department approval.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool and spa closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of two thousand, forty dollars (\$2,040.00).

28)	<u>Order Type and Number:</u>	Consent Order 14-105-DW
	<u>Order Date:</u>	July 17, 2014
	<u>Owner:</u>	<b>West Ashley Apartments, LLC</b>
	<u>Facility:</u>	The Garden at Ashley River
	<u>Location:</u>	1840 Carriage Lane Charleston, SC 29407
	<u>Mailing Address:</u>	200 Old Boiling Springs Road Greer, SC 29650
	<u>County:</u>	Charleston

<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	10-025-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: West Ashley Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 13, 2014, and June 3, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the chlorine level was not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the life ring rope was too short; the pool rules sign was not completely filled out; only one of the "No Lifeguard On Duty – Swim At Your Own Risk" signs was posted; the current pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

29)	<u>Order Type and Number:</u>	Consent Order 14-106-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Owner:</u>	<b>Hunt Club Village Apartments, LLC</b>
	<u>Facility:</u>	Hunt Club Village
	<u>Location:</u>	7502 Hunt Club Road Columbia, SC 29223
	<u>Mailing Address:</u>	525-K East Market Street, Suite 192 Leesburg, VA 20176
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	40-208-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Hunt Club Village Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 26, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were damaged depth marker tiles; a ladder was not tight and secure; the pool deck was cracked at the handrail; there was no drinking water fountain; the plaster on the pool steps was chipped; the backwash line did not have a six inch air gap and was missing a grate; the chlorine and pH levels were not within the acceptable range of water quality standards; the cyanuric acid level was above the water quality standards acceptable limit; the United States

Coast Guard approve life ring did not have a permanently attached rope; the pool rules sign was not completely filled out; and, the pool operator of record information was not posted. On July 3, 2014, a follow-up inspection was conducted and it was determined that all of the deficiencies had been corrected.

Action: The Respondent is required to: pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

30)	<u>Order Type and Number:</u>	Consent Order 14-107-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Owner:</u>	<b>Mayfair Landlord, LLC</b>
	<u>Facility:</u>	Mayfair Lofts
	<u>Location:</u>	100 West Cleveland Street Spartanburg, SC 29301
	<u>Mailing Address:</u>	201 Smythe Street Greenville, SC 29611
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	42-1063B
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Mayfair Landlord, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On May 27, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: handrails were not tight and secure; a gate did not self close and latch; the drinking water fountain was not operating; the lettering on the “No Lifeguard On Duty – Swim At Your Own Risk” signs was not the appropriate size; the pool operator of record information was not posted; and the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid. The Respondent submitted a corrective action plan and corrected the deficiencies.

31)	<u>Order Type and Number:</u>	Consent Order 14-108-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Respondent:</u>	<b>Cherry Grove Abbington, LLC</b>
	<u>Facility:</u>	Cherry Grove Commons
	<u>Location:</u>	1100 David Street North Myrtle Beach, SC 29582
	<u>Mailing Address:</u>	380 Union Street, Suite 300

	West Spring Field, MA 01089
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-R80-1
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

Summary: Cherry Grove Abbington, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 26, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: a ladder was missing a bumper; the chlorine level was not within the acceptable range of water quality standards; the life ring was deteriorated; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; there were no "No Lifeguard On Duty – Swim At Your Own Risk" signs posted; the pool operator of record information was not posted; and, the bound and numbered log book was not maintained on a daily basis.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**). The civil penalty has been paid.

32)	<u>Order Type and Number:</u>	Consent Order 14-109-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Respondent:</u>	<b>Shiv of Chapin, LLC</b>
	<u>Facility:</u>	Shiv Mart
	<u>Location:</u>	1865 Chapin Road Chapin, SC 29036
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	3279014
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-58.5.F, 61-58.7

Summary: Shiv of Chapin, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On May 3, 2014, a violation was issued as a result of a review of monitoring records; and on May 12, 2014, the PWS was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total coliform; and, failed to properly operate and maintain the PWS in that the sample tap was cracked, the well cover did not have a lock, and there was no emergency plan and procedures manual.

33)	<u>Order Type and Number:</u>	Consent Order 14-110-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Owner:</u>	<b>Aumba Corporation</b>
	<u>Facility:</u>	Country Inn & Suites
	<u>Location:</u>	865 Patriot Parkway Rock Hill, SC 29730
	<u>Mailing Address:</u>	Same
	<u>County:</u>	York
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	46-132-1
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-51(J)

**Action:** The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; keep the pool closed until the deficiencies have been corrected; and, pay a civil penalty in the amount of four hundred dollars **(\$400.00)**.

34)	<u>Order Type and Number:</u>	Consent Order 14-111-DW
	<u>Order Date:</u>	July 24, 2014
	<u>Owner:</u>	<b>Southern Pines Apartments, LLC</b>
	<u>Facility:</u>	Southern Pines Apartments
	<u>Location:</u>	350 Bryant Lane Spartanburg, SC 29303
	<u>Mailing Address:</u>	341 Vera Cliff Court Oviedo, FL 32765
	<u>County:</u>	Spartanburg
	Previous Orders:	13-057-DW (\$800.00)



Permit/ID Number: 42-076-1 and 42-077-1  
Violations Cited: S.C. Code Ann. Regs. 61-51(J)

Summary: Southern Pines Apartments, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two pools. On June 20, 2014, the pools were inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline floats were not properly spaced; the ladders were not tight and secure; the gate did not self close and latch; chlorine pucks were in the skimmer baskets; the pool rules sign was not completely filled out; only one "Shallow Water – No Diving Allowed" sign was posted; only one "No Lifeguard On Duty – Swim At Your Own Risk" sign was posted; the pool operator of record information was not posted; and, the disinfection equipment was not operating properly.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of one thousand six hundred dollars (**\$1,600.00**).

35) Order Type and Number: Consent Order 14-112-DW  
Order Date: July 24, 2014  
Respondent: **York County**  
Facility: York County East Water District  
Location: 220 Public Works Road  
York, SC 29745  
Mailing Address: P.O. Box 120  
York, SC 29745  
County: York  
Previous Orders: None  
Permit/ID Number: 4620002  
Violations Cited: S.C. Code Ann. Regs. 61-58.5.P(2)

Summary: York County (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). On June 4, 2014, a violation was issued as a result of a review of monitoring records. The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS exceeded the maximum contaminant level (MCL) for total trihalomethanes (TTHM).

Action: The Respondent is required to: submit a corrective action plan to include proposed steps to address the MCL violation; and, pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should the Respondent fail to meet any requirement of the Order.

36)    Order Type and Number:                      Consent Order 14-113-DW  
       Order Date:                                      July 28, 2014  
       Owner:    **Heri Aum, LLC**  
       Facility:                                        Ramada Inn Clemson  
       Location:                                       1310 Tiger Boulevard  
    Clemson, SC 29631  
  
       Mailing Address:                              Same  
       County:     Pickens  
       Previous Orders:                                None  
       Permit/ID Number:                            39-019-1  
       Violations Cited:                              S.C. Code Ann. Regs. 61-51(J)

Summary: Heri Aum, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On March 19, 2014, and June 10, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: the lifeline with floats was missing; the chlorine and pH levels were not within the acceptable range of water quality standards; the gate did not self close and latch; the skimmers did not have float valves; the flow meter was not operating; and, the bound and numbered log book was not maintained three times a week by the pool operator of record.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of eight hundred dollars (**\$800.00**).

37)    Order Type and Number:                      Consent Order 14-114-DW  
       Order Date:                                      July 29, 2014  
       Respondent:                                       **PRG Churchill Commons**  
    **Associates, LLC**  
       Facility:     Summerville Station  
       Location:                                        1660 Old Trolley Road  
    Summerville, SC 29485  
  
       Mailing Address:                              2701 East Luzerne Street  
    Philadelphia, PA 19137  
  
       County:     Dorchester  
       Previous Orders:                                None  
       Permit/ID Number:                            18-030-1  
       Violations Cited:                              S.C. Code Ann. Regs. 61-51(J)

Summary: PRG Churchill Commons Associates, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a pool. On June 13, 2014, the pool was inspected and a violation was issued for failure to properly operate and maintain. The Respondent has violated the Public Swimming Pools Regulation as follows: there were depth marker tiles missing; the skimmer covers

were cracked; there were chlorine tablets in the skimmer baskets; there was no drinking water fountain; the foot rinse shower was not operating; the chlorine and pH levels were not within the acceptable range of water quality standards; the pool rules sign did not meet the minimum rule requirement; there were no “Shallow Water – No Diving Allowed” signs posted; there were no “No Lifeguard On Duty – Swim At Your Own Risk” signs posted; and, the log book was not properly bound.

Action: The Respondent is required to: submit a corrective action plan and schedule of implementation to address the deficiencies; and, pay a civil penalty in the amount of four hundred dollars (**\$400.00**).

### **Water Pollution Enforcement**

38)	<u>Order Type and Number:</u>	Consent Order 14-026-W
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Buckeye Terminals, LLC</b>
	<u>Facility:</u>	Spartanburg Bulk Petroleum Storage Facility
	<u>Location:</u>	680 Delmar Rd, Spartanburg, SC 29302
	<u>Mailing Address:</u>	5 Tek Park 9999 Hamilton Blvd Breinigsville, PA 18031
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	SCG340002
	<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110(d) (Supp. 2013), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (2011).

Summary: Buckeye Terminals, LLC (Respondent) owns and is responsible for the proper operation and maintenance of its bulk petroleum storage facility located in Spartanburg County, South Carolina. On November 4, 2013, Department Staff notified the Respondent that the National Pollutant Discharge Elimination System (NPDES) permit would expire on July 31, 2014. On February 28, 2014, a Notice of Violation was issued. The Respondent violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to submit an administratively complete application for renewal of its NPDES Permit to the South Carolina Department of Health and Environmental Control (Department) at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective; and, pay a civil penalty in the amount of one thousand dollars

**(\$1,000.00).**

39)    Order Type and Number:                      Consent Order 14-027-W  
       Order Date:                                        July 10, 2014  
       Respondent:                                      **Buckeye Terminals, LLC**  
       Facility:    Belton Bulk Petroleum Storage  
   Facility  
       Location:    14300 Highway 20 North  
   Belton, SC 29627  
       Mailing Address:                                5 Tek Park 9999 Hamilton Blvd  
   Breinigsville, PA 18031  
       County:    Anderson  
       Previous Orders:                                None  
       Permit/ID Numbers:                           SCG340013  
       Violations Cited:                            S.C. Code Ann. § 48-1-110(d)  
   (Supp. 2013), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (2011).

Summary:    Buckeye Terminals, LLC (Respondent) owns and is responsible for the proper operation and maintenance its bulk petroleum storage facility located in Anderson County, South Carolina. On November 4, 2013, the Respondent was notified that the National Pollutant Discharge Elimination System (NPDES) permit would expire on July 31, 2014. On March 5, 2014, a Notice of Violation was issued. The Respondent violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to submit an administratively complete application for renewal of its National Pollutant Discharge Elimination System (NPDES) Permit to the South Carolina Department of Health and Environmental Control (Department) at least one hundred eighty (180) days prior to the expiration date of the permit.

Action:    The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective; and, pay a civil penalty in the amount of one thousand dollars **(\$1,000.00).**

40)    Order Type and Number:                      Consent Order 14-028-W  
       Order Date:                                        July 17, 2014  
       Respondent:                                      **Citgo Petroleum Corporation**  
       Facility:    Spartanburg Bulk Petroleum Storage  
   Facility  
       Location:    2590 Southport Road  
   Spartanburg, SC 29302  
       Mailing Address:                                Same  
       County:    Spartanburg  
       Previous Orders:                                None

Permit/ID Number: SCG340008  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(Supp. 2013), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (2011).

Summary: Citgo Petroleum Corp (Respondent) owns and is responsible for the proper operation and maintenance its bulk petroleum storage facility located in Spartanburg County, South Carolina. On November 4, 2013, Department Staff notified the Respondent that the National Pollutant Discharge Elimination System (NPDES) permit would expire on July 31, 2014. On February 20, 2014, a Notice of Violation was issued. The Respondent violated the Pollution Control Act and Water Pollution Control Permits as follows: failed to submit an administratively complete application for renewal of its National Pollutant Discharge Elimination System (NPDES) Permit to the South Carolina Department of Health and Environmental Control (Department) at least one hundred eighty (180) days prior to the expiration date of the permit.

Action: The Respondent is required to: continue to operate the facility in accordance with the most recently issued NPDES Permit until a new permit becomes effective; and pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

41) Order Type and Number: Consent Order 14-029-W  
Order Date: July 24, 2014  
Respondent: **Brewer Properties, LLC**  
Facility: Holly Hill MDF Facility WWTF  
Location: 1972 Gardner Blvd  
Holly Hill, SC 29059  
Mailing Address: Same  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: SC0001147  
Violations Cited: S.C. Code Ann. § 48-1-110(d)  
(Supp. 2013), S.C. Code Ann. Regs. 61-9.122.21(d)(2) (2011).

Summary: Brewer Properties, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility located in Orangeburg County, South Carolina. On November 4, 2013, and January 6, 2014, Department staff notified the Respondent that its National Pollutant Discharge Elimination System (NPDES) Permit would expire on July 31, 2014. On March 6, 2014, a Notice of Violation was issued. The Respondent has violated the Pollution Control Act and Water Pollution Control Permits Regulation as follows: failed to submit an administratively complete application for renewal of its NPDES Permit to the Department at least one hundred eighty (180) days prior to the expiration date of the permit.

42) Order Type and Number: Consent Order 14-032-W  
Order Date: July 30, 2014  
Respondent: **U.S. Fish and Wildlife Service**  
Facility: Orangeburg National Fish Hatchery  
Location: 427 Lakeview Drive  
Orangeburg, SC 29115  
Mailing Address: PO Box 410  
Orangeburg, SC 29116  
County: Orangeburg  
Previous Orders: None  
Permit/ID Number: SC0047023  
Violations Cited: Pollution Control Act, S.C Code Ann  
§ 48-1-110(d) (2013), Water Pollution Control Permits, 3 S.C. Code Ann.  
Regs. 61-9.122.21(d), and National Pollutant Discharge Elimination  
System Permit Number SC0047023.

Action: The Respondent is required to: submit an administratively complete application for renewal of the NPDES Permit within 30 days from the execution date of the Order; continue to discharge wastewater in accordance with the most recently issued NPDES Permit until a new permit becomes effective; and, pay a **stipulated penalty** in the amount of one thousand dollars (**\$1,000.00**) should the Respondent fail to meet any requirement of the Order.

43) Order Type and Number: Consent Order 14-017-A  
Order Date: July 10, 2014  
Respondent: **Granite Contracting, LLC**

<u>Facility:</u>	Granite Contracting, LLC
<u>Location:</u>	470 True Road McConnells, SC 29726
<u>Mailing Address:</u>	18606 Northline Drive Cornelius, NC 28031
<u>County:</u>	York
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	9900-0300
<u>Violations Cited:</u>	5 S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements

Summary: Granite Contracting, LLC (Respondent) operates a hot mix asphalt plant located at 470 True Road in McConnells, South Carolina. On July 15, 2013, the Department issued General Conditional Major Operating Permit 9900-0300 to the Respondent for existing sources of air contaminants. The Department conducted a comprehensive inspection on October 30, 2013, and a Notice of Alleged Violation was issued on April 7, 2014. The Respondent violated South Carolina Air Pollution Control Regulations and its Permit as follows: failed to perform and maintain records of visual inspections on the lime silo; failed to perform and maintain records of weekly operation and maintenance checks on the dryer baghouse; and, failed to perform and maintain records of daily visual inspections of the equipment loading/unloading areas, the mixing areas, and air pollution control equipment.

Action: The Respondent is required to: henceforth perform and maintain records of visual inspections for leaks and/or visible emissions when loading the lime silo; perform and maintain records of weekly operation and maintenance checks on the dryer baghouse; perform and maintain records of daily visual inspections of the equipment loading/unloading areas, the mixing areas, and air pollution control equipment; and, pay a civil penalty in the amount of five thousand dollars (**\$5,000.00**).

44)	<u>Order Type and Number:</u>	Consent Order 14-018-A
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Duraclean of the Carolinas, LLC</b>
	<u>Facility:</u>	Commercial Building
	<u>Location:</u>	3508 Sidney Rd. Columbia, SC 29210
	<u>Mailing Address:</u>	P.O. Box 1845 Columbia, SC 29063
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	U.S. EPA 40 CFR 61.145 and 7 S.C. Code Ann. Regs. 61-86.1, Sections IV, V, and XII

Summary: Duraclean of the Carolinas, LLC (Respondent) specializes in commercial and residential cleaning and restoration. The Respondent engaged in a regulated asbestos project at a commercial building located at 3508 Sidney Rd., Columbia, South Carolina (site). On September 12, 2012, the Department conducted an inspection in response to a complaint of improper renovation activities occurring at the site, and a Notice of Alleged Violation was issued on December 2, 2013. The Respondent violated U.S. EPA and South Carolina Standards of Performance for Asbestos Projects as follows: failed to ensure that a building inspection was performed prior to beginning renovation activities; failed to use workers that were licensed by the Department while engaged in a regulated asbestos project; failed to obtain a Department-issued asbestos project license prior to engaging in a regulated asbestos project; failed to submit a written notice of intent to renovate to the Department prior to beginning a minor asbestos project; and, failed to ensure that required work practice requirements were adhered to while engaged in a minor asbestos project.

Action: The Respondent is required to: henceforth comply with all applicable requirements of state and federal asbestos regulations; not engage in future regulated projects unless licenses by the Department; henceforth ensure a building inspection is performed prior to engaging in future renovation projects; henceforth ensure that all applicable work practice, cleanup, disposal, and air sampling procedures are followed and performed in accordance with the regulations; and, pay a civil penalty in the amount of eight thousand dollars (\$8,000.00).

45)	<u>Order Type and Number:</u>	Consent Order 14-020-A
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>New South Lumber Company Inc.</b>
	<u>Facility:</u>	New South Lumber Company Inc.
	<u>Location:</u>	1100 Chesterfield Lumber Dr. Darlington, SC 29532
	<u>Mailing Address:</u>	P.O. Box 97 Darlington, SC 29532
	<u>County:</u>	Darlington
	<u>Previous Orders:</u>	09-029-A(\$3,000.00),13-001-A (\$3,000.00)
	<u>Permit/ID Number:</u>	0820-0045
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-62.5 (Supp. 2013), Standard No. 1, Emissions From Fuel Burning Operations, Section I.B and 24A S.C. Code Ann. Regs. 61-62.1, Section II, Permit Requirements

Summary: New South Lumber Company, Inc. (Respondent) owns and operates a sawmill that produces dimensional southern yellow pine lumber at its



facility located at 1100 Chesterfield Lumber Dr. in Darlington, South Carolina. The Department issued Part 70 (Title V) Air Quality Operating Permit TV-0820-0045 to the Respondent, effective January 1, 2010. On November 14, 2013, a Department inspector conducted an EPA Method 9 Visible Emissions Observation in response to a complaint of excess visual emissions. A Notice of Alleged Violation was issued on January 16, 2014. The Respondent violated South Carolina Air Pollution Control Regulations and its Permit as follows: failed to limit opacity from Boiler Number 2 to 20%.

Action: The Respondent is required to: comply with the opacity limit for Boiler #2 in accordance with the requirements of the Regulation and its Permit; and pay a civil penalty in the amount of eight thousand dollars (**\$8,000.00**).

46)	<u>Order Type and Number:</u>	Consent Order 14-021-A
	<u>Order Date:</u>	July 17, 2014
	<u>Respondent:</u>	<b>Quaker Chemical Company, Inc.</b>
	<u>Facility:</u>	Quaker Chemical Company, Inc.
	<u>Location:</u>	1212 Elmore Street Columbia, SC 29203
	<u>Mailing Address:</u>	P.O. Box 554 Columbia, SC 29202
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	N/A
	<u>Violations Cited:</u>	U.S. EPA 40 CFR 68, and 5 South Carolina Code Ann. Regs. 61-62.68 (Supp. 2013), Chemical Accident Prevention Provisions

Summary: Quaker Chemical Company, Inc. (Respondent) owns and operates a chemical facility that produces cleaning chemicals located at 1212 Elmore Street in Columbia, South Carolina (Site). On June 7, 2013, the Department conducted an investigation in response to a release of hydrofluoric acid on May 30, 2013. On August 15, 2013, the Respondent submitted an incident investigation report to the Department for the release. A Notice of Alleged Violation was issued on January 23, 2014. The Respondent violated South Carolina Air Pollution Control Regulations as follows: failed to identify all opportunities for equipment malfunctions or human errors that could cause an accidental release during its hazard review; failed to prepare written operating procedures that provide clear instructions for safely conducting activities associated with each covered process; and failed to implement all required prevention steps when conducting activities associated with each covered process.

Action: The Respondent is required to: comply with all applicable requirements of the 112(r) regulations; ensure that all bulk storage containers are stored under cover at all times; ensure that any off-site storage facility used to

store chemicals above threshold quantities, including hydrofluoric acid, complies with all requirements of the 112(r) regulations; and, pay a civil penalty in the amount of four thousand dollars (**\$4,000.00**).

47) <u>Order Type and Number:</u>	Consent Order 14-022-A
<u>Order Date:</u>	July 17, 2014
<u>Respondent:</u>	<b>The RJM Co., Inc. of Columbia</b>
<u>Facility:</u>	Commercial Building
<u>Location:</u>	3508 Sidney Rd. Columbia, SC 29210
<u>Mailing Address:</u>	P.O. Box 1936, Lexington, SC 29071
<u>County:</u>	Lexington
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	U.S. EPA 40 CFR 61.145 and 7 S.C. Code Ann. Regs. 61-86.1, Sections V, VI, and XII

Summary: The RJM Co., Inc. of Columbia (Respondent) owns a commercial building located at 3508 Sidney Rd., Columbia, South Carolina (site). The Respondent contracted Duraclean of the Carolinas, LLC to renovate the building. On September 12, 2012, the Department conducted an inspection in response to a complaint of improper renovation activities occurring at the site and a Notice of Alleged Violation was issued on December 2, 2013. The Respondent violated U.S. EPA and South Carolina Standards of Performance for Asbestos Projects as follows: failed to ensure that a building inspection was performed prior to beginning renovation activities; failed to ensure that each worker and supervisor employed at the abatement project site met the applicable training and licensing requirements; failed to submit a written notice of intent to renovate to the Department and obtain a project license prior to beginning a minor asbestos project; and, failed to ensure that required work practice requirements were adhered to while engaged in a minor asbestos project.

Action: The Respondent is required to: henceforth comply with all applicable requirements of state and federal asbestos regulations; henceforth ensure a building inspection is performed prior to engaging in future renovation projects; henceforth ensure that all applicable work practice, cleanup, disposal, and air sampling procedures are followed and performed in accordance with the regulations; submit to the Department a project design for the abatement of any remaining disturbed asbestos-containing material and cleanup of all contaminated areas within the building; contract a Department-licensed asbestos abatement contractor to abate any remaining disturbed asbestos-contaminated material as identified in the asbestos survey and in accordance with a Department-approved project design; pay a civil penalty in the amount of four thousand dollars

**(\$4,000.00)**; and, pay a suspended penalty in the amount of four thousand dollars (\$4,000.00) should the Respondent fail to meet any requirement of the Order.

**BUREAU OF ENVIRONMENTAL HEALTH SERVICES**

48)    Order Type and Number:                      Consent Order #2014-206-03-015  
         Order Date:                                      July 10, 2014  
         Respondent:                                      **Sal Costagliola/Frank Schiano**  
         Facility:    Schiano's Olde Tyme Pizza  
         Location:    10120 Two Notch Road  
            Columbia, SC 29223  
  
         Mailing Address:                                  Same  
         County:    Richland  
         Previous Orders:                                  None  
         Permit Number:                                  40-206-01346  
         Violations Cited:                                  S.C. Code Ann. Regs. 61-25 Chapter  
         II, Section B.1

Summary: Sal Costagliola and Frank Schiano (Respondents) operate Schiano's Old Tyme Pizza located in Columbia, South Carolina. On January 15, 2013, and January 10, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper temperatures on all foods; maintain daily temperature logs for all holding temperatures; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

49)    Order Type and Number:                      Consent Order #2014-206-03-035  
         Order Date:                                      July 10, 2014  
         Respondent:                                      **Robert Williams**  
         Facility:    Lizard's Thicket #08  
         Location:    3147 Forest Drive  
            Columbia, SC 29204  
  
         Mailing Address:                                  Same  
         County:    Richland  
         Previous Orders:                                  None  
         Permit Number:                                  40-206-03908  
         Violations Cited:                                  S.C. Code Ann. Regs. 61-25 Chapter  
         II, Section B.1

Summary: Robert Williams (Respondent) operates Lizard's Thicket #08 located in Columbia, South Carolina. On February 20, 2013, and February 11, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: follow proper procedures for hot holding products; maintain daily temperature logs for all holding temperatures; maintain proper temperatures on all foods; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (\$500.00) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

50)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-022
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Robert Williams</b>
	<u>Facility:</u>	Lizard's Thicket #01
	<u>Location:</u>	10170 Two Notch Road Columbia, SC 29201
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	40-206-01251
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Robert Williams (Respondent) operates Lizard's Thicket #01 located in Columbia, South Carolina. On January 17, 2013, and January 13, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: follow proper procedures for hot holding products; maintain daily temperature logs for all holding temperatures; maintain proper temperatures on all foods; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (\$500.00) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

51)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-023
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Nabil Hussein</b>
	<u>Facility:</u>	Pizza Palace

<u>Location:</u>	1314 Leesburg Road Columbia, SC 29209
<u>Mailing Address:</u>	Same
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	40-206-04200
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Nabil Hussein (Respondent) operates Pizza Palace located in Columbia, South Carolina. On February 21, 2013, and February 19, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain daily temperature logs for all holding temperatures at a minimum of three (3) times daily; maintain proper temperatures on all foods; complete a food protection manager certification program; pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

52)	<u>Order Type and Number:</u>	Consent Order #2013-206-03-037
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>FaLu Ye</b>
	<u>Facility:</u>	Ichiban Hibachi and Sushi Buffet
	<u>Location:</u>	7550 Garners Ferry Road Columbia, SC 29209
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Richland
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	40-206-07119
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: FaLu Ye (Respondent) operates Ichiban Hibachi and Sushi Buffet located in Columbia, South Carolina. On September 9, 2013, and October 29, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper holding temperatures of potentially hazardous foods; and, pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

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|-----|-------------------------------|--|
| 53) | <u>Order Type and Number:</u> | Consent Order #2014-206-03-017               |
|     | <u>Order Date:</u>            | July 17, 2014                                |
|     | <u>Respondent:</u>            | <b>Rui Ping Li</b>                           |
|     | <u>Facility:</u>              | Dragon City                                  |
|     | <u>Location:</u>              | 2410 Augusta Road<br>West Columbia, SC 29169 |
|     | <u>Mailing Address:</u>       | Same   |
|     | <u>County:</u>                | Lexington                                    |
|     | <u>Previous Orders:</u>       | None   |
|     | <u>Permit Number:</u>         | 32-206-02085                                 |
|     | <u>Violations Cited:</u>      | S.C. Code Ann. Regs. 61-25 Chapter           |
|     | II, Section B.1               |  |

Summary: Rui Ping Li (Respondent) operates Dragon City located in West Columbia, South Carolina. On February 13, 2013, and February 7, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

**Action:** The Respondent is required to: establish operational monitoring procedures for checking hot and cold temperatures twice daily; maintain the facility in accordance to regulation; and, pay a civil penalty in the amount of seven hundred fifty dollars **(\$750.00)**.

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|-----|-------------------------------|---|
| 54) | <u>Order Type and Number:</u> | Consent Order #2013-206-03-032              |
|     | <u>Order Date:</u>            | July 17, 2014                               |
|     | <u>Respondent:</u>            | <b>George Gallis</b>                        |
|     | <u>Facility:</u>              | Nishie G's Cafe                             |
|     | <u>Location:</u>              | 706 Mt. Gallant Road<br>Rock Hill, SC 29730 |
|     | <u>Mailing Address:</u>       | Same  |
|     | <u>County:</u>                | York  |
|     | <u>Previous Orders:</u>       | None  |
|     | <u>Permit Number:</u>         | 46-206-01890                                |
|     | <u>Violations Cited:</u>      | S.C. Code Ann. Regs. 61-25 Chapter          |
|     | II, Section B.1               |   |

Summary: George Gallis (Respondent) owns and operates Nishie G's Cafe located in Rock Hill, South Carolina. On March 15, 2013, and July 19, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: complete a food protection manager certification course; maintain all hot holding boxes in accordance to

regulation; establish operational monitoring procedures for checking hot and cold temperatures daily; maintain proper holding temperatures of potentially hazardous foods in accordance to regulation; maintain the facility in accordance to regulation; pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

55)    Order Type and Number:                      Consent Order #2013-206-03-033  
         Order Date:                                      July 17, 2014  
         Respondent:                                      **George Gallis**  
         Facility:     Nishie G's 2 Cafe  
         Location:    727 Dilworth Lane  
            Rock Hill, SC 29730  
  
         Mailing Address:                              Same  
         County:     York  
         Previous Orders:                              None  
         Permit Number:                              46-206-02374  
         Violations Cited:                              S.C. Code Ann. Regs. 61-25 Chapter  
         II, Section B.1

Summary: George Gallis (Respondent) owns and operates Nishie G's 2 Cafe located in Rock Hill, South Carolina. On July 11, 2013, and September 11, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: complete a food protection manager certification course; maintain all hot holding boxes in accordance to regulation; establish operational monitoring procedures for checking hot and cold temperatures daily; maintain proper holding temperatures of potentially hazardous foods in accordance to regulation; maintain the facility in accordance to regulation; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

56)    Order Type and Number:                      Consent Order #2014-206-03-002  
         Order Date:                                      July 17, 2014  
         Respondent:                                      **Yao Yi Jiang**  
         Facility:     Saiki Restaurant  
         Location:    709 Crossroad Plaza  
            Fort Mill, SC 29708  
  
         Mailing Address:                              Same  
         County:     York  
         Previous Orders:                              None

Permit Number: 46-206-03114  
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Yao Yi Jiang (Respondent) owns and operates Saiki Restaurant located in Fort Mill, South Carolina. On August 19, 2013, and December 31, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot and cold temperatures daily twice daily; maintain proper holding temperatures of potentially hazardous foods in accordance to regulation; maintain the facility in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

57) Order Type and Number: Consent Order #2014-206-03-013  
Order Date: July 17, 2014  
Respondent: **Kenneth Shettle**  
Facility: Chuggers  
Location: 420C McNulty Street  
Blythewood, SC 29016  
Mailing Address: 326 Mount Valley Road  
Blythewood, SC 29016  
County: Richland  
Previous Orders: None  
Permit Number: 40-206-06608  
Violations Cited: S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Kenneth Shettle (Respondent) owns and operates Chuggers located in Blythewood, South Carolina. On January 11, 2013, and January 8, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper temperature control of all deli meat products in accordance to regulation; maintain proper holding temperatures of all potentially hazardous foods in accordance to regulation; maintain the facility in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two



hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

58)	<u>Order Type and Number:</u>	Consent Order #2014-206-08-002
	<u>Order Date:</u>	July 17, 2014
	<u>Respondent:</u>	<b>He Jin Lin</b>
	<u>Facility:</u>	Sake House
	<u>Location:</u>	1017 Fording Island Road, Suite 104-106, Bluffton, SC 29910
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	07-206-09376
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: He Jin Lin (Respondent) owns and operates Sake House located in Bluffton, South Carolina. On May 21, 2013, and February 10, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper temperature control of the shrimp during all phases of preparation in accordance to regulation; maintain proper holding temperatures of all potentially hazardous foods in accordance to regulation; maintain the facility in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**) and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

59)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-018
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Paul Skeparnls</b>
	<u>Facility:</u>	Ocean View II Seafood
	<u>Location:</u>	100 Knox Abbott Drive Cayce, SC 29033
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	32-206-05963
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Paul Skeparnls (Respondent) owns and operates Ocean View II Seafood located in Cayce, South Carolina. On August 15, 2013, and December 3, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: maintain proper holding temperatures of all potentially hazardous foods in accordance to regulation; establish operational monitoring procedures for checking cold holding temperatures in accordance to regulation; maintain the facility in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

60)	<u>Order Type and Number:</u>	Consent Order #2014-206-05-002
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Lin Chong Ching</b>
	<u>Facility:</u>	China Buffet
	<u>Location:</u>	1475 John C. Calhoun Drive Orangeburg, SC 29115
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Orangeburg
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	38-206-01596
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Lin Chong Ching (Respondent) owns and operates China Buffet located in Orangeburg, South Carolina. On June 18, 2013, and December 16, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot and cold holding temperatures on the buffet line in accordance to regulation; maintain the facility in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

61)	<u>Order Type and Number:</u>	Consent Order #2014-206-06-002
	<u>Order Date:</u>	July 10, 2014

<u>Respondent:</u>	<b>Pete Lloyd</b>
<u>Facility:</u>	Good Times Charley's
<u>Location:</u>	1302 Celebrity Circle #160 Myrtle Beach, SC 29577
<u>Mailing Address:</u>	Same
<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	26-206-11709
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter V, Section A.4.b.

Summary: Pete Lloyd (Respondent) owns and operates Good Times Charley's located in Myrtle Beach, South Carolina. On October 15, 2013, and December 11, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper concentration of sanitizer in the warewasher (dish machine).

Action: The Respondent is required to: establish operational monitoring procedures for checking proper operation of the warewashing machine twice daily, in accordance to regulation; maintain the facility in accordance to regulation; and, pay a civil penalty in the amount of seven hundred fifty dollars (**\$750.00**).

62)	<u>Order Type and Number:</u>	Consent Order #2014-206-02-019
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Tim Treadway</b>
	<u>Facility:</u>	Ingles Deli #251
	<u>Location:</u>	410 Pelzer Highway Easley, SC 29640
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Pickens
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	39-206-00974
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Tim Treadway (Respondent) owns and operates Ingles Deli #251 located in Pickens, South Carolina. On March 25, 2013, and February 3, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot holding temperatures on the buffet line, in accordance to regulation; maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

63)	<u>Order Type and Number:</u>	Consent Order #2013-206-04-006
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Jashvant Patel</b>
	<u>Facility:</u>	Jefferson Food Plaza
	<u>Location:</u>	105 South Main Street Jefferson, SC
	<u>Mailing Address:</u>	same
	<u>County:</u>	Chesterfield
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	13-206-01401
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Jashvant Patel (Respondent) owns and operates Jefferson Food Plaza located in Jefferson, South Carolina. On June 5, 2013, and July 26, 2013, the Department conducted routine inspections. On June 12, 2013, and August 1, 2013, the Department conducted follow-up inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: operate and maintain all hot holding units, in accordance to regulation; establish operational monitoring procedures for checking temperatures, in accordance to regulation; maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; operate and maintain the facility in accordance to regulation; and, pay a civil penalty in the amount of one thousand, nine hundred sixty-eight dollars and seventy-five cents (**\$1,968.75**).

64)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-025
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Sangita Patel</b>
	<u>Facility:</u>	Quick Stop
	<u>Location:</u>	9102 Farrow Road Columbia, SC 29203
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Richland

<u>Previous Orders:</u>	None
<u>Permit Number:</u>	40-206-06837
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Sangita Patel (Respondent) owns and operates Quick Stop located in Columbia, South Carolina. On February 22, 2013, and February 18, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking hot holding temperatures twice daily, in accordance to regulation; maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; operate and maintain the facility in accordance to regulation and; pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

65)	<u>Order Type and Number:</u>	Consent Order #2014-206-03-033
	<u>Order Date:</u>	July 10, 2014
	<u>Respondent:</u>	<b>Vincente C. Telez</b>
	<u>Facility:</u>	El Mariachi
	<u>Location:</u>	1078 Sunset Blvd. West Columbia, SC 29169
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Lexington
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	32-211-05825
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Vincente C. Telez (Respondent) owns and operates El Mariachi located in West Columbia, South Carolina. On November 19, 2013, and January 10, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking temperatures twice daily, in accordance to regulation; maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; complete a food protection manager certification course; maintain the facility in accordance with the regulation; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in

66)	<u>Order Type and Number:</u>	Consent Order #2014-206-02-013
	<u>Order Date:</u>	July 24, 2014
	<u>Respondent:</u>	<b>Lin Jinshi</b>
	<u>Facility:</u>	Great Wall II
	<u>Location:</u>	1527-B Poinsett Hwy Greenville, SC 29609
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	23-206-09200
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1; S.C. Code Ann. Regs. 61-25 Chapter VI, Section A.4

Action: The Respondent is required to: maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; operate and maintain the facility in accordance with the regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

67)	<u>Order Type and Number:</u>	Consent Order #2013-206-02-003
	<u>Order Date:</u>	July 24, 2014
	<u>Respondent:</u>	<b>Jason Fletcher</b>
	<u>Facility:</u>	The Green Room
	<u>Location:</u>	116 North Main Street Greenville, SC 29601
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Greenville
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	23-206-09849
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter
	II, Section B.1	

Summary: Jason Fletcher (Respondent) operates The Green Room located in Greenville, South Carolina. On May 3, 2013, and December 6, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking cold and hot holding temperatures, in accordance to the regulation; maintain proper holding temperatures of potentially hazardous foods, in accordance to regulation; operate and maintain the facility in accordance with the regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

68)	<u>Order Type and Number:</u>	Consent Order #2014-206-02-010
	<u>Order Date:</u>	July 22, 2014
	<u>Respondent:</u>	<b>Lina Franco</b>
	<u>Facility:</u>	El Paisa Bakery & Restaurant
	<u>Location:</u>	461 CCC Camp Road Greer, SC 29650
	<u>Mailing Address:</u>	Same
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit Number:</u>	23-206-10635
	<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Lina Franco (Respondent) owns and operates El Paisa Bakery & Restaurant located in Greer, South Carolina. On June 4, 2013, and October 14, 2013, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking cold and hot holding temperatures three (3) times daily, in accordance to the regulation; operate and maintain the facility in accordance with the regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

69)	<u>Order Type and Number:</u>	Consent Order #2014-206-02-011
	<u>Order Date:</u>	July 24, 2014

<u>Respondent:</u>	<b>Zai An Zhu</b>
<u>Facility:</u>	Shang Hai Chinese
<u>Location:</u>	1300 South Highway 14, Suite A Greer, SC 29650
<u>Mailing Address:</u>	same
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	23-206-10131
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Zai An Zhu (Respondent) owns and operates Shang Hai Chinese located in Greer, South Carolina. On July 24, 2013, and January 9, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking cold and hot holding temperatures on the buffet line, in accordance to the regulation; maintain proper holding temperatures of potentially hazardous foods in accordance with the regulation; operate and maintain the facility in accordance with the regulation; and, pay a civil penalty in the amount of five hundred dollars (**\$750.00**).

70) <u>Order Type and Number:</u>	Consent Order #2014-206-03-061
<u>Order Date:</u>	July 24, 2014
<u>Respondent:</u>	<b>Lau Fung</b>
<u>Facility:</u>	China Kitchen
<u>Location:</u>	2419 Forest Drive Columbia, SC 29204
<u>Mailing Address:</u>	Same
<u>County:</u>	Richland
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	40-206-05974
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-25 Chapter II, Section B.1

Summary: Lau Fung (Respondent) owns and operates China Kitchen located in Columbia, South Carolina. On March 15, 2013, and March 10, 2014, the Department conducted routine inspections. The Respondent violated the South Carolina Retail Food Establishment Regulations as follows: failed to maintain proper holding temperatures.

Action: The Respondent is required to: establish operational monitoring procedures for checking cold holding temperatures, in accordance to the



regulation; maintain proper holding temperatures of potentially hazardous foods in accordance with the regulation; operate and maintain the facility in accordance with the regulation; complete a food protection manager certification course; pay a civil penalty in the amount of five hundred dollars (**\$500.00**); and, pay a stipulated penalty in the amount of two hundred fifty dollars (\$250.00) should the Respondent fail to meet any requirement of the Order.

## **DIVISION OF OCEAN AND COASTAL RESOURCE MANAGEMENT**

71)    Order Type and Number:                      Consent Order 13C-006Pb  
       Order Date:                                        July 1, 2014  
       Respondent:                                        **Mark Jaskiewicz d.b.a. High**  
   **Water Mark Marine Construction**  
       Location:    1300 N. Edgewater Drive  
   Charleston, SC 29407  
       Mailing Address:                                41 Lombardi Lane  
   Hanahan, SC 29410  
       County:    Charleston  
       Previous Orders:                                   None  
       Permit/ID Number:                            N/A  
       Violations Cited:                               S.C. Code Ann. §48-39-130(A) and  
   23A S.C. Code Ann. Regs. 30-2(B), 23A S.C. Code Ann. Regs. 30-  
   12(A)(2)(c)(vii), and 23A S.C. Code Ann. Regs. 30-12(A)(2)(c)(iv).

Summary: Mark Jaskiewicz d.b.a. High Water Mark Marine Construction (Respondent) is a contractor that conducted unauthorized work in the tidelands critical area. An inspection at the site was conducted on July 18, 2013, and a Notice of Violation and Admission Letter was issued on September 3, 2013. The Respondent has violated the Coastal Zone Management Act and Critical Area Permitting Regulations by constructing an unauthorized private recreational dock as well as an unauthorized boat storage structure in the tidelands critical area regulated by the Department.

Action: The Respondent is required to: pay a civil penalty in the amount of one thousand dollars (**\$1,000.00**).

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\* Unless otherwise specified, "Previous Orders" as listed in this report include orders issued by Environmental Affairs Programs within the last five (5) years.